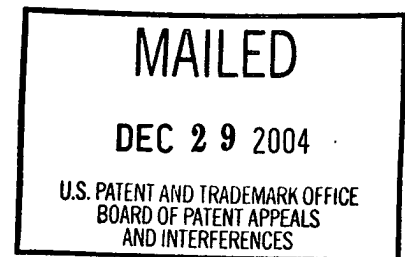


UNITED STATES PATENT AND TRADEMARK OFFICE

**BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES**

Ex parte MICHAEL J. SCHAFFER

Application No. 10/046,596



ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received at the Board of Patent Appeals and Interferences on November 15, 2004. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being electronically returned to the examiner. The matters requiring attention prior to docketing are identified below.

There is no proper indication on the record that the conference was held. In accordance with MPEP § 1208 regarding appeal conferences:

On the examiner's answer, below the primary examiner's signature, the word "Conferees" should be included, followed by the typed or printed names of the other two appeal conference participants. These two appeal conference participants must place their initials next to their name. This will make the record clear that an appeal conference has been held.

Application No. 10/046,596

The only signatures on the Examiner's Answer are for the conferees. Appropriate correction is required.

An amendment after final was filed on April 7, 2003. In an advisory action mailed April 21, 2003, the examiner stated that for purposes of appeal the amendment would be entered. A review of the application reveals that the amendment filed April 7, 2003 has not been physically entered into the official application. Physical entry of the amendment is required.

Accordingly, it is

ORDERED that the application is returned to the Examiner for the paper to be rescanned with the signed Examiner's Answer, physical entry of the amendment after final and for such further action as may be appropriate.

BOARD OF PATENT APPEALS
AND INTERFERENCES

By: 

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